

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Curtis Miller et al. Examiner: Anh Tuan Tuong Nguyen  
Serial No.: 10/008,415 Group Art Unit: 3763  
Filed: November 13, 2001 Docket No.: 1554-AB  
Title: Gas Assisted Spray Applicator

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Mail Stop Non-Fee Amendments  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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OCT 20 2004

Dear Sir/Madam:

This Response is responsive to the Office Action mailed October 16, 2004. Applicant re-submits Page 2 with claims 1 and 2 properly noted as "Currently Amended" rather than "Amended".

Respectfully submitted,

Curtis Miller et al.,

By their attorneys,

John Vasuta, Esq.

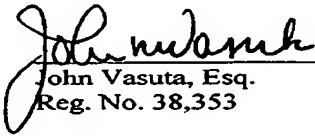
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Date: October 20, 2004

  
John Vasuta, Esq.  
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**CERTIFICATE UNDER 37 C.F.R. 1.8:**

The undersigned hereby certifies that this paper or papers, as described herein, are being faxed to (703) 872-9306 which is the fax number for art unit number 3763 of the Commissioner for Patents on this 20<sup>th</sup> day of October, 2004.

By   
Name: John Vasuta

the first and second solutions in a separated manner via the lumens and providing an expulsion port for each lumen through which the solutions separately exit, the tip further being connectable to a compressed gas source and providing for release of compressed gas around, adjacent to or proximate the expulsion ports such that the compressed gas when released mixes and propels the solutions and the compressed gas to a surgical site.